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9  
10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA, SOUTHERN DIVISION**  
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13 ROBERT JOSEPH MCCARTY,

14 Pro Se Plaintiff,

15 v.

16 LAS VEGAS MEADOWS, LTD, A California  
Limited Partnership; and FORTUNE  
17 TRAVEL, INC. GENERAL PARTNER, LAS  
VEGAS MEADOWS, LTD, A California  
18 Limited Partnership,

19 Defendants.  
20

Case No. 2:18-cv-00435-RFB-GWF

**STIPULATION TO WITHDRAW  
PENDING MOTION TO COMPEL  
DISCOVERY (DKT. NO. 19)**

21 Defendants LAS VEGAS MEADOWS, LTD. and FORTUNE TRAVEL, INC., by and  
22 through their attorneys of record of the law firm McCORMICK, BARSTOW, SHEPPARD, WAYTE  
23 & CARRUTH LLP, and Plaintiff ROBERT JOSEPH McCARTY, hereby file this Stipulation and  
24 Order to Withdraw Plaintiff's pending Motion to Compel Discovery (Dkt. No. 19).

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1 On September 26, 2018, Plaintiff contacted Defendants' Counsel regarding withdrawing his  
2 Motion to Compel Discovery (Dkt. No. 19). Plaintiff requested that Defendants' Counsel submit this  
3 stipulation thereto. Accordingly, Plaintiff and Defendants jointly request that this honorable Court  
4 grant this Stipulation and withdraw Plaintiff's Motion to Compel (Dkt. No. 19).

5 DATED this 26<sup>th</sup> day of September, 2018

6 McCORMICK, BARSTOW, SHEPPARD,  
7 WAYTE & CARRUTH LLP

8  
9 By //s// Lee H. Gorlin

10 Michael R. Merritt  
11 Nevada Bar No. 5720  
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13 Nevada Bar No. 13879  
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15 Las Vegas, Nevada 89113  
16 Tel. (702) 949-1100

17 Attorneys for Defendants, LAS VEGAS  
18 MEADOWS and FORTUNE TRAVEL, INC.

19 DATED this 26<sup>th</sup> day of September, 2018

20 By //s// Robert Joseph McCarty

21 Robert Joseph McCarty  
22 4225 South Decatur Boulevard, Apartment 1136  
23 Las Vegas, Nevada 89103  
24 Tel. (702) 207-2280

25 Pro Se Plaintiff

26 IT IS SO ORDERED.

27 DATED this 27<sup>th</sup> September, 2018.

28 

UNITED STATES MAGISTRATE JUDGE

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on this 26<sup>th</sup> day of September, 2018, a true and correct copy  
3 of **STIPULATION TO WITHDRAW PENDING MOTION TO COMPEL DISCOVERY (DKT.**  
4 **NO. 19)** was served via the United States District Court CM/ECF system on all parties or persons  
5 requiring notice.

6 I hereby certify that on this 26<sup>th</sup> day of September, 2018, a true and correct copy  
7 of **STIPULATION TO WITHDRAW PENDING MOTION TO COMPEL DISCOVERY (DKT.**  
8 **NO. 19)** was placed in an envelope, postage prepaid, addressed as stated below, in the basket for  
9 outgoing mail before 4:00 p.m. at MCCORMICK, BARSTOW, SHEPPARD, WAYTE &  
10 CARRUTH LLP. The firm has established procedures so that all mail placed in the basket before  
11 4:00 p.m. is taken that same day by an employee and deposited in a U.S. Mail box.

12 Robert Joseph McCarty (Pro-Se Plaintiff)  
13 4225 S. Decatur Blvd., Apt. 1136  
14 Las Vegas, NV 89103  
15 702-339-7804  
16 [robert.trebor277661@yahoo.com](mailto:robert.trebor277661@yahoo.com)

17 By //s// Kristin Thomas  
18 Kristin Thomas, an Employee of  
19 MCCORMICK, BARSTOW, SHEPPARD,  
20 WAYTE & CARRUTH LLP

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